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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN PEARL SMITH II and GORDON
KEOLA CARVALHO,

Defendant.

) No.
)
) COUNT 1:
) FELON IN POSSESSION OF A
) FIREARM
) Vio. of 18 U.S.C. §§ 922(g)(1) and
) 924(a)(2)
)
) COUNT 2:
) FELON IN POSSESSION OF A
) FIREARM
) Vio. of 18 U.S.C. §§ 922(g)(1) and
) 924(a)(2)
)
) CRIMINAL FORFEITURE
) ALLEGATION:
) Vio. of 18 U.S.C. § 924(d) and 28 U.S.C.
) § 2461(c)

INDICTMENT

The Grand Jury charges that:

COUNT I

On or about June 22, 2016, the defendant, JOHN PEARL SMITH II, within the District of Alaska, having been convicted of the following crimes punishable by imprisonment for a term exceeding one year, did knowingly possess, in and affecting interstate and foreign commerce, firearms, to wit:

1. One DPMS .308 caliber semi-automatic rifle,
2. one Taurus model PT145 Pro, .45 caliber handgun,
3. one Glock, Model 22, .40 caliber pistol, and
4. one Plumcrazy Firearms, Model C15, 5.56 mm caliber rifle.

Convictions

Conviction Date	Case No.	Offense	Court
March 10, 2006	3PA-04-2787 CR	Vehicle Theft in the First Degree and Theft in the Second Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District
March 10, 2006	3PA-04-2791 CR	Robbery in the First Degree, Assault in the Third Degree, and Vehicle Theft in the First Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District
March 10, 2006	3PA-04-2788 CR	Misconduct Involving Weapons in the Third Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District
March 10, 2006	3PA-05-410 CR	Burglary in the First Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District
November 6, 2006	3PA-05-2842 CR	Theft in the Second Degree - of a Firearm or Explosive, and Burglary in the First Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District

All of which is in violation of Title 18, U.S.C. § 922(g)(1) and 924(a)(2).

COUNT II

On or about June 22, 2016, the defendant, GORDON KEOLA CARVALHO, within the District of Alaska, having been convicted of the following crimes punishable by imprisonment for a term exceeding one year, did knowingly possess, in and affecting interstate and foreign commerce, firearms, to wit:

1. One DPMS .308 caliber semi-automatic rifle, and
2. one Taurus model PT145 Pro, .45 caliber handgun.

Convictions

Conviction Date	Case No.	Offense	Court
July 2, 2004	3PA-03-2110 CR	Tampering with Physical Evidence	Superior Court for the State of Alaska at Palmer, Third Judicial District
July 7, 2006	3PA-05-1481 CR	Misconduct Involving Weapons in the Third Degree, Failure to Stop at the Direction of a Police Officer, Assault in the Third Degree, Vehicle Theft in the First Degree, and Robbery in the First Degree	Superior Court for the State of Alaska at Palmer, Third Judicial District

All of which is in violation of Title 18, U.S.C. § 922(g)(1) and 924(a)(2).

CRIMINAL FORFEITURE ALLEGATION 1

Upon conviction of Counts 1 and 2 of this Indictment, defendants, JOHN PEARL SMITH II and GORDON KEOLA CARVALHO, shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearm or ammunition involved in or used in knowing violation of the offense, including, but not limited to the following:

1. One DPMS .308 caliber semi-automatic rifle, and
2. one Glock, Model 22, .40 caliber pistol, and
3. one Plumcrazy Firearms, Model C15, 5.56 mm caliber rifle.
4. one Taurus model PT145 Pro, .45 caliber handgun.

All pursuant to 18 U.S.C. § 924(d), 28 U.S.C. § 2461(c), and Rule 32.2(a), Federal Rules of Criminal Procedure.

A TRUE BILL.

s/ Grand Jury Foreperson
GRAND JURY FOREPERSON

s/ Kelly Cavanaugh
KELLY CAVANAUGH
United States of America
Assistant U.S. Attorney

s/ Karen L. Loeffler
KAREN L. LOEFFLER
United States of America
United States Attorney

DATE: 07/20/2016